



PROPOSED RULE MAKING

CR-102 (August 2017)
(Implements RCW 34.05.320)
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: September 02, 2017

TIME: 10:17 PM

WSR 17-18-071

Agency: Public Disclosure Commission (PDC)

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR

Preproposal Statement of Inquiry was filed as WSR 17-15-027 ; or

Expedited Rule Making--Proposed notice was filed as WSR _____ ; or

Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).

Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) Removal of images of filer forms from various sections of Title 390 WAC.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
10/10/17	1:00 PM	711 Capitol Way S, Suite 206, Olympia WA 98504-0908	

Date of intended adoption: 10/26/17 (Note: This is **NOT** the **effective** date)

Submit written comments to:

Name: Barbara Sandahl

Address: P.O. Box 40908

Email: Barbara.Sandahl@pdc.wa.gov

Fax: 360.753.1112

Other:

By (date) 10/10/17

Assistance for persons with disabilities:

Contact Jana Greer

Phone: 360.753-1111

Fax: 360.753.1112

TTY:

Email:

Other:

By (date) _____

Purpose of the proposal and its anticipated effects, including any changes in existing rules: To remove images of filer forms contained in various sections of Title 390 WAC, to standardize the rules, centralize all forms on the PDC website, and allow for updates to clarify or improve forms.

Reasons supporting proposal:

- Some images of PDC forms have been previously removed from rule, this would standardize Title 390 WAC
- All forms are housed on the PDC website, as currently indicated by the above rules, and will continue to be provided there.
- Removing the images from rule allows for changes to improve accessibility.
- Clarifying language can be added to assist the public and filers understand requirements.

Statutory authority for adoption: RCW 42.17A.110(1)**Statute being implemented:** .**Is rule necessary because of a:**

- Federal Law? Yes No
- Federal Court Decision? Yes No
- State Court Decision? Yes No

If yes, CITATION: N/A

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: Currently, all filer forms are printed as images within various sections of Title 390 WAC, making it cost, time, and labor-intensive to make any modifications to formatting or language. This has resulted in language on our forms that is hard to understand for filers and the public.

Removing the forms from rule will allow us to update our formatting to keep pace with development of improved online filing platforms, quickly clarify language when it is unclear what is required to be disclosed, and adapt to the pace of technological progress (online advertising, electronic currency, etc.). Any substantive changes to the forms will be subject to approval and comment at open meetings of the Public Disclosure Commission, and notice of changes will be sent out to parties who have indicated their interest. This change retains the intent and impact of campaign finance law and regulation, while allowing the PDC to be more responsive to the needs of the community.

Name of proponent: (person or organization) Public Disclosure Commission (PDC)

- Private
- Public
- Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Barbara. Sandahl	711 Capitol Way, Rm. 206, Olympia, WA 98504	360-753-1111.
Implementation:	Barbara Sandahl	711 Capitol Way, Rm. 206, Olympia, WA 98504	360-753-1111.
Enforcement:	Barbara Sandahl	711 Capitol Way, Rm. 206, Olympia, WA 98504	360-753-1111.

Is a school district fiscal impact statement required under RCW 28A.305.135?

- Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

Other:

Is a cost-benefit analysis required under RCW 34.05.328?

- Yes: A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

Other:

No: Please explain: The PDC is not listed in RCW 34.05.328(5)(a)(i), and has not voluntarily applied this requirement as allowed by RCW 34.05.325(5)(a)(ii). In addition, the proposed rule does not meet the definition of a "significant legislative rule" provided by RCW 34.05.325(5)(c)(iii).

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

- RCW 34.05.310 (4)(b) (Internal government operations)
- RCW 34.05.310 (4)(e) (Dictated by statute)
- RCW 34.05.310 (4)(c) (Incorporation by reference)
- RCW 34.05.310 (4)(f) (Set or adjust fees)
- RCW 34.05.310 (4)(d) (Correct or clarify language)
- RCW 34.05.310 (4)(g) ((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of exemptions, if necessary: The forms contained in these rules are duplicated on the PDC website currently, and this proposed change only reduces that duplication. This change does not affect the intent or impact of the rules, and leaves intact the existing text verbiage about the forms and their location on the PDC website.

This change allows for clarifying language to help the public and filers understand the requirements of Chapter 42.17A RCW and Title 390 WAC. The rules implicated are forms to enact various sections of Chapter 42.17A RCW and are not subject to violation themselves, nor shall this change create any new pathway for potential violation by any party.

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's analysis showing how costs were calculated. _____

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Other:

Date: August 31, 2017	Signature: 
Name: Barbara Sandahl	
Title: Deputy Director	